

FREDERICK COUNTY LIQUOR BOARD
Public Meeting Minutes
Monday, March 18, 2013

Those Present: Mr. James E. McClellan, Chairman
Mr. Richard E. Zimmerman, Board Member
Mrs. Maggi Hays, Board Member
Mrs. Linda B. Thall, Sr. Assistant County Attorney
Mr. Harold C. DeLauter, Alcoholic Bev. Inspector
Ms. Kathy L. Vahle, Administrator
Mrs. Sandra Rees, Administrative Specialist IV

A Public Meeting was held at 12 E. Church Street, Frederick, Maryland, and was called to order at 8:45 am by Chairman McClellan.

1. **Barley & Hops/Brewers Alley** – Ms. Vahle received a request from both of the microbreweries. They have requested to give away samples of their beers. The Comptroller's Office has agreed to allow a sample or a taste of limited quantity. They have requested to provide two ounce samples of any of the in house produced malt beverages not to exceed more than six samples.

MOTION: Mrs. Hays made a motion to allow up to four two ounce samples of beer.

SECOND: Mr. Zimmerman seconded the motion.

FURTHER DISCUSSION

ON THE MOTION: There was no further discussion on the motion.

VOTE: Mrs. Hays - Aye
Mr. Zimmerman - Aye
Mr. McClellan-Aye

The vote was unanimous. ***Aye – 3 Nay – 0***
(Motion Passed)

2. **Spring Ridge Liquors** – Ms. Vahle has received an application for the Beer and Wine Tasting license to be added to their existing license.

MOTION: Mr. Zimmerman made a motion to approve this request.

SECOND: Mrs. Hays seconded the motion.

FURTHER DISCUSSION

ON THE MOTION: There was no further discussion on the motion.

VOTE: Mr. Zimmerman - Aye
Mrs. Hays – Aye
Mr. McClellan-Aye

The vote was unanimous. **Aye – 3 Nay – 0**
(Motion Passed)

3. **Funding of the Part Time Inspector** – Ms. Vahle stated she spoke to Mayor McClement of the City of Frederick who stated that he has provided in his budget to fund the part time Inspector again next year. It still has to be voted on by the Alderman and then go to a public hearing.
4. **Donald Lee** – Ms. Vahle stated this individual wants to meet with the Board to discuss licensees who are refusing him service. Mr. Lee has been banned from several public buildings and restaurants in the City.

MOTION: Mr. Zimmerman made a motion to deny Mr. Lee's request.

SECOND: Mrs. Hays seconded the motion.

FURTHER DISCUSSION

ON THE MOTION: There was no further discussion on the motion.

VOTE: Mr. Zimmerman - Aye
Mrs. Hays – Aye
Mr. McClellan-Aye

The vote was unanimous. **Aye – 3 Nay – 0**
(Motion Passed)

5. **Additional Testimony** – Mrs. Thall discussed with the Board that there was a previous vote to close the record for the February 18, 2013 hearing for Town Center Liquors on March 11, 2013 There

may be people asking to present additional testimony which would be objected to by the attorney representing the applicant.

6. Decision Required: New/Continued

RE: Martin Schipper for the
use of
Shri Yamunaji, LLC
t/a Town Center Spirits
& Wine
11324 Fingerboard Rd.
Monrovia, MD 21770

Class A, Off Sale, Beer, Wine and Liquor
Sunday permit

The Board held a continuation of a hearing for a new license. This was before the Board on February 18, 2013 and it was Continued to allow additional documentation to be submitted to be included in the record. The final date to submit additional information for the record was March 11, 2013. Ms. Vahle stated there were additional information added to the record for the applicant which included a binder with exhibits and four large maps. There were additional signed petitions, (another 128 signatures) and another 18 signatures in an online petition submitted by the protesters. The total signatures are petitions plus the online petition 306. Commissioner Hays was not present at the first hearing but has reviewed the documentation and listened to the recording. The Board allowed both parties to present a final summary. Bob Kreslein, Attorney for the applicants stated that there is no evidence to show that these applicants should not be granted a license and that the existing licensees will have to compete because this is a controlled industry and not a monopoly. Kereakos Zuras, owner of the Green Valley BP, stated there is no public need and no public desire for this additional license. There will be future growth but is not here yet. Petros Petrossian, owner of the Green Valley Convenience Store stated there has not been a development built in ten years and there is still corn and hay fields in the surrounding areas.

MOTION: Mr. Zimmerman made a motion to grant a conditional approval by February 28, 2014. The owner of this business is involved with another license and a transfer will have to be completed for that business before this license is issued.

SECOND: Mrs. Hays seconded the motion.

FURTHER DISCUSSION

ON THE MOTION: There was no further discussion on the motion.

VOTE: Mr. Zimmerman – Aye
Mrs. Hays - Aye
Mr. McClellan - Aye

The vote was unanimous. **Aye – 3 Nay – 0**
(Motion Passed)

7. Decision Required: approval of the Public Meeting Minutes for February 25, 2013.

MOTION: Mr. Zimmerman made a motion to approve the Public Meeting Minutes for February 25, 2013.

SECOND: Mr. McClellan seconded the motion.

FURTHER DISCUSSION

ON THE MOTION: There was no further discussion on the motion.

VOTE: Mr. Zimmerman - Aye
Mr. McClellan - Aye

The vote was unanimous. **Aye – 2 Nays – 0**
(Motion Passed)

ADJOURN

The meeting was adjourned at 9:52 am.

Respectfully submitted,

Kathy Vahle, Administrator
FREDERICK COUNTY LIQUOR BOARD

Prepared by Sandra Rees